

FORMAL MEETING AGENDA BOARD OF SUPERVISORS

(and the Boards of Directors of the Flood Control District, Library District,
Stadium District, Improvement Districts, and/or Board of Deposit)

WEDNESDAY, SEPTEMBER 19, 2007
9:00 AM

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

*One or more members may attend telephonically.
Members attending telephonically will be announced at the meeting.*

The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3).

BOARD OF SUPERVISORS

PRESENTATION

1. Present Supervisor Don Stapley with the National Association of Probation Executives' *Arthur Neu Award for Exceptional Policy Development* and a \$500 stipend to donate to the charity of his choice. This award recognizes Supervisor Stapley's outstanding public service and exceptional policy development, particularly concerning efforts on behalf of those with serious mental illness in the criminal justice system. Presentation will be made by Barbara Broderick, Chief, Adult Probation Department, on behalf of the National Association of Probation Executives. (C4208002900) (ADM650-001)

STATUTORY HEARINGS

Clerk of the Board

2. LIQUOR LICENSE APPLICATIONS

Pursuant to A.R.S. §4-201, this is the time scheduled for a public hearing on the applications for liquor licenses. At this hearing, the Board of Supervisors will determine the recommendation to the State Liquor Board as to whether the State Liquor Board should grant or deny the license.

- a. Application filed by Mark David Starr for a Permanent Extension of Premises of a Series 6 Liquor License: (MCLL A664-96) (AZ06070118) (F23221)

Business Name:	Roadrunner Operating Company, Inc.
Location:	47801 N. Black Canyon Hwy, New River, 85087

- b. Application filed by Roger J. Scharenbroich for a Special Event Liquor License: (SELL796) (F23221)

Business Name: Knights of Columbus #12144
Location: 9728 Palmeras, Sun City, 95373
Date/Time: October 27, 2007, 5:00 pm – 1:00 am

- c. Application filed by Donald E. Majdecki for a Special Event Liquor License: (SELL797) (F23221)

Business Name: Catholic Daughters of America
Location: 15800 Del Webb Boulevard, Sun City, 85351
Date/Time: October 15, 2007, 3:00 pm – 7:00 pm

- d. Application filed by Luis Ibarra for a Special Event Liquor License: (SELL798) (F23221)

Business Name: Friendly House
Location: 7611 S. 29th Avenue, Laveen, 85339-1862
Date/Time: October 20, 2007, 4:30 pm – 12:00 am

3. FRANCHISES

Pursuant to A.R.S. §40-283, convene the scheduled public hearing to solicit comments and consider the reapplication by West End Water Co., for an extension to an existing public service franchise for a domestic water distribution system. The hearing will consider the reissuance of a public service franchise extension, and whether the applicant is able to adequately maintain facilities in county rights-of-way. Pending approval by the Board of Supervisors, the franchise will be granted upon the express condition that the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona within six months of approval by the Board of Supervisors and that no facilities will be installed prior to the granting of the Certificate of Convenience and Necessity. Upon approval, authorize the Chairman to sign the Franchise Resolution. (C0608018700) (F17643)

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

Clerk of the Board

4. FIREWORKS PERMIT APPLICATION

Pursuant to A.R.S. §36-1603, approve the application filed by Fireworks Productions of Arizona at Schnepf Farms for an original Fireworks Display Application: (ADM665-69)

Organization: Schnepf Farms
Location: 22601 E. Cloud Road, Queen Creek, AZ 85242
Date/Time: October 4, 2007, 9:00 pm; October 5 and 6, 2007, 10:00 pm; October 7 and 11, 2007, 9:00 pm; October 12 and 13, 2007, 10:00 pm; October 14 and 18, 2007, 9:00 pm; October 19 and 20, 2007, 10:00 pm; October 21 and 25, 2007, 9:00 pm; October 26 and 27, 2007, 10:00 pm; and October 28, 2007, 9:00 pm.

5. AFFIDAVIT OF CORRECTION TO DEED

Approve an Affidavit of Correction to the Quit Claim Deed issued for the sale of Tax Deeded Land Parcel 401-42-587 which was recorded by the Maricopa County Recorder under No. 2004-0804740 on July 14, 2004, with the incorrect information concerning the name of the entity that was to take title. The correct name of the entity taking title of Tax Deeded Land Parcel 401-42-587 is now corrected from Pioneer Investments, LLC, an Arizona Limited Liability Company to Pioneer Creek Enterprises, L.L.C., a Texas Limited Liability Company. This Affidavit of Correction will be recorded and attached to the original recorded instrument of the aforementioned Quit Claim Deed. (C0608026B00) (ADM656-2004)

County Attorney

6. GRANT AGREEMENT/RECEIPT OF FUNDS FOR GERALD HARDT MEMORIAL CRIMINAL JUSTICE RECORDS IMPROVEMENT

Approve grant agreement and receipt of grant funds from the Arizona Criminal Justice Commission (ACJC) for the FY 2007-2008 Gerald Hardt Memorial Criminal Justice Records Improvement (CJRIP) grant in the amount of \$134,316. These grant funds are provided to enhance efforts to improve criminal justice and criminal history records. This grant agreement, ACJC number CRI07-08-107, will commence on October 1, 2007, and will terminate on September 30, 2008. The grant funds may not be expended for any indirect costs which may be incurred by the Maricopa County Attorney's Office or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the County Attorney's composite indirect cost rate at 13.8%. The non-recoverable indirect cost of administering this grant is \$18,535.61. The Maricopa County Attorney recognizes that acceptance of these funds requires local match participation in the amount of \$33,579 which will come from FY 2007-08 funds appropriated in the County Attorney's (199) Criminal Justice Enhancement Fund (267).

Also, authorize revenue and expenditure appropriation increase adjustments for the County Attorney (190) Grant Fund (219) in the amount of \$134,316. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

Approve an exception to the Technology Finance Program (TFP) that allows the County Attorney to purchase two blade servers to be used in conjunction with the new County Attorney Notification System (CANS). The servers will be purchased using a portion of the funding from the ACJC FY 2007-08 Gerald Hardt Memorial CJRIP grant. The blade servers to be purchased will be HP Proliant BL460c G1 5150 2GB 1 processor (or equivalent) servers with two 140GB Hot Plug hard drives per server. These blade servers, accompanying software and accessories are compatible with the County platform. This is a one-time grant-funded purchase and no future automatic replacement of these blade servers from the general fund will be expected by the County Attorney. (C1908018300)

7. TRANSFER EXPENDITURE APPROPRIATION FOR ANTI-RACKETEERING INVESTIGATIONS

Pursuant to A.R.S. §42-17106, transfer expenditure appropriation in the amount of \$750,000 from Non-Departmental (470) Non-Departmental Grant Fund (249) to the County Attorney (190) RICO Fund (213). This increase, funded by prior year accumulated fund balance, is necessary for one-time anticipated expenditure increases related to on-going Anti-Racketeering investigations, new innovative civil actions against gang activities, increase in civil forfeiture cases, new community crime techniques, and an increase in crime prevention message advertising. (C1908021800) (ADM1821)

Superintendent of Schools

8. DONATION OF USED FURNITURE TO STARDUST NON-PROFIT BUILDING SUPPLIES

Approve a donation by Maricopa County of assorted used furniture valued at approximately \$3,500 to Stardust Non-Profit Building Supplies, a 501(c)(3) charitable organization, responsible for the support of community housing initiatives and service to the working poor and elderly of Maricopa County. Stardust Building Supplies supports numerous "economic development activities", that will assist in the creation or retention of jobs or will otherwise improve or enhance the economic welfare of the inhabitants of Maricopa County pursuant to A.R.S. §11-254.04. With the refurbishing of the Superintendent of Schools' office space, assorted used furniture (chairs, tables, credenzas, file cabinets) is available for re-use. These furnishing would be of great benefit to Stardust Building Supplies, which operates two resale stores. The revenue generated in these stores supports a number of community assistance programs, one of which, Angels on Call, partners low income homeowners and the elderly, in need of emergency repairs with volunteer tradesmen. Additionally, the organization works in partnership with agencies such as St. Vincent DePaul and the Stardust Foundation to provide furnishings for families in need. In addition, to averting reusable material from County landfills, the services provided by the organization enhance quality of community and reduce the demand on and enhance the effectiveness of the County's programs. List is on file in the Clerk of the Board's office. (C3708002M00) (ADM119)

9. FUNDING FOR 21ST CENTURY LEARNING CENTERS RENEWAL – YEAR 4 GRANT AFTER SCHOOL PROGRAM

Approve the application for and the acceptance of \$112,500 for the 21st Century Learning Centers Renewal – Year 4 Grant; an after-school program for students in the Saddle Mountain Unified School District #90 from the Arizona Department of Education (ADE). The term of the contract will be one year, anticipated to begin July 1, 2007 through June 30, 2008. The grant is renewable. Maricopa County Superintendent of School's indirect rate for FY 2007-08 is 14.16 percent. The restricted indirect cost rate allowed by this grant source is 7.40 percent. Recoverable indirect costs are \$7,751. The restricted indirect cost rate unallowable by this grant source is 6.76 percent. Unrecoverable indirect costs on this award are \$7,081. If any funds are awarded, the Superintendent of Schools will return to the Board for approval and acceptance of these funds and any subsequent amendments. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C3708009300)

10. FUNDING FOR THE 21ST CENTURY COMMUNITY LEARNING CENTERS RENEWAL-YEAR 5 GRANT

Approve the application for and the acceptance of \$116,843 for the 21st Century Community Learning Centers Renewal-Year 5 Grant; a professional development program for targeted teachers and exchange program for students in the Aguila and Gila Bend School Districts from the Arizona Department of Education (ADE). The term of the contract will be one year, anticipated to begin July 1, 2007 through June 30, 2008. This grant is non-renewable. Maricopa County Superintendent of School's indirect rate for FY 2007-08 is 14.16 percent. The restricted indirect cost rate allowed by this grant source is 7.40 percent. Recoverable indirect costs are \$8,051. The restricted indirect cost rate unallowable for this grant source is 6.76 percent. Unrecoverable indirect costs on this award are \$7,354. If any additional funds are awarded, the Superintendent of Schools will return to the Board for approval and acceptance of these funds and any subsequent amendments. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C3708008300)

11. FUNDING FOR A SCHOOL-BASED PARENTING PROGRAM

Approve the application for and the acceptance of \$60,525 for a School-Based Parenting Program in the Paloma, Union, Palo Verde, Morristown, Ruth Fisher and Mobile school districts from the Arizona Department of Education (ADE). The term of the contract will be one year, anticipated to begin July 1, 2007, through June 30, 2008. This grant is renewable. Maricopa County Superintendent of School's indirect rate for FY 2007-08 is 14.16 percent. The restricted indirect cost rate allowed by this grant source is 7.40 percent. Recoverable indirect costs are \$4,170. The restricted indirect cost rate unallowable by this grant source is 6.76 percent. Unrecoverable indirect costs on this are \$3,810. If any funds are awarded, the Superintendent of Schools will return to the Board for approval and acceptance of these funds and any subsequent amendments. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C3708007300)

JUDICIAL BRANCH

Adult Probation

12. AMENDMENT FOR TERMINATION OF LEASE FOR ADULT PROBATION LEASED SPACE

Authorize a revised early termination date for Lease No. L7065 with 3200 Hayden Plaza, LLC for the Adult Probation facility located at 3200 N. Hayden Road, Scottsdale, Arizona. The early termination date would be amended from January 31, 2008 to December 31, 2007, and authorize staff to give official notice to the landlord of the amended early termination date. The board previously approved the early termination date of January 31, 2008, on June 20, 2007, under C1107007401. However, the landlord is requiring the county vacate the leased premises one month earlier than the previously approved termination date. The Adult Probation Staff is prepared to meet the revised lease termination date of December 31, 2007. The official file for this lease including the termination actions is C1105006400. (C1107007402) (C1105006400)

Trial Court

13. NAMES FOR JUSTICE COURT PRECINCTS

Pursuant to A.R.S. § 11-101 and 11-125, adopt a Resolution regarding the renaming of four Justice Court Precincts. The following are the recommended names made by the Maricopa County Justice of the Peace Bench and approved by the Facilities Review Committee:

New North – This precinct consists of portions of the existing Dreamy Draw, McDowell Mountain, and Moon Valley Justice Court Precincts. The Bench recommends the precinct be named Desert Ridge.

Lake Pleasant Justice Court – Due to some redistricting adjustments, Lake Pleasant is no longer located in the Lake Pleasant Justice Court Precinct; therefore, the major landmark giving rise to the precinct name is no longer appropriate. Justice of the Peace John Keegan has recommended that Lake Pleasant Justice Court Precinct be renamed as Arrowhead Justice Court Precinct.

New South – Justice of the Peace Samuel T. Goodman currently is located in the San Tan Justice Court Precinct. Under the new map, he will be located in the newly approved south justice court precinct. The majority of the new precinct will be composed of the existing San Tan Justice Court Precinct. He recommends naming the new precinct San Tan Justice Court Precinct.

San Tan Justice Court – Based on the need to rename the other portion of the existing precinct, Justice of the Peace Goodman discussed name possibilities with local elected officials in Gilbert and it was suggested the San Tan Precinct be renamed to the Highland Justice Court Precinct.

Each of the presented names is supported by the Justice of the Peace in the precinct and also by the Supervisor in whose district the precinct falls. The effective date of each name change will be January 1, 2009. There is no financial impact. (C2408001700) (ADM1203)

14. APPOINTMENTS

Pursuant to A.R.S §12-141 and §22-121, approve the appointment of Court Commissioners Richard F. Albrecht and Patricia A. Arnold as Superior Court Judges Pro Tempore and Pro Tempore Justices of the Peace for the period from September 19, 2007 through July 31, 2008, to serve in the various programs in the Superior Courts and Justice Courts to reduce trial delay. (C3808003700) (ADM1001)

COUNTY MANAGER

Medical Examiner

15. FUNDING FROM THE PAUL COVERDELL FORENSIC SCIENCE FORMULA GRANTS PROGRAM

Authorize the Office of the Medical Examiner to apply for and accept grant funding of \$12,393 from the Paul Coverdell Forensic Science Formula Grants Program (Part A) administered locally by the Arizona Criminal Justice Commission. Approval of this action will authorize the Chairman to sign all applications and any subsequent administrative amendments related to this grant. The Department will recover zero percent of available indirect charges. The current approved indirect rate for the Office of the Medical Examiner is 26.94 percent. Recoverable indirect costs are estimated to be \$0. Unrecoverable indirect costs are estimated to be \$3,339. This is a cost reimbursement grant.

Also, approve revenue and expenditure appropriation adjustments to Medical Examiner (290) and Medical Examiner Grant Fund (224) associated with the aforementioned grant in an amount not-to-exceed \$12,393. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these funds are not prohibited by the budget law. This appropriation adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A. R. S. §42-17105. Grant Period is from October 1, 2007 to September30, 2008. (C2908002300)

16. FUNDING FOR CIVIL RIGHTS TO ENHANCE THE TOXICOLOGY ACTIVITY

Authorize the Office of the Medical Examiner to apply for and accept grant funding of \$95,000 from the U.S. Department of Justice, Office of Justice Programs, and Office for Civil Rights to enhance the Toxicology Activity for FY 2007-08, and to receive any and all such funds awarded. The funding is from the FY 2006-07 Paul Coverdell Forensic Science Improvement Grants Program. Approval of this action will authorize the Chairman to sign all applications and any subsequent administrative amendments related to this grant. The Department will recover zero percent of available indirect charges. The current approved indirect rate for the Office of the Medical Examiner is 26.94 percent. Recoverable indirect costs are estimated to be \$0. Unrecoverable indirect costs are estimated to be \$25,593. This is a cost reimbursement grant.

Also approve revenue and expenditure appropriation adjustments to Medical Examiner (291) and Medical Examiner Grant Fund (224) associated with the aforementioned grant in an amount not-to-exceed \$95,000. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these funds are not prohibited by the budget law. This appropriation adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A. R. S. §42-17105. (C2908003300)

Office of the County Manager

17. ADDITIONAL FUNDS FOR SUPPORT OF ARIZONA METH PROJECT

Approve an amendment to the agreement between Maricopa and the Arizona Attorney General's Office, originally approved by the Board on February 7, 2007, under C2007038801. The original agreement authorized the acceptance of \$750,000 from the Arizona Attorney General's Office to support the ARIZONA METH PROJECT. This amendment authorizes the acceptance of an additional \$5,000 from the Attorney General's Office, bringing the total value of the agreement to \$755,000.

Also, approve an appropriation adjustment to Appropriated Fund Balance (480) General Fund (100) Other Programs (4812) "Meth Project", increasing the FY 2007-08 revenue and expenditure budgets by \$5,000. These additional funds will be used to support a statewide 8th Art Poster Contest sponsored jointly by the Attorney General and the ARIZONA METH PROJECT promoting the preventative "Not Even Once®" message.

These revenues are not local revenues for the purpose of the constitutional expenditure limitation; therefore, expenditure of these revenues is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board. (C2007038802)

DEPUTY COUNTY MANAGER

Employee Health Initiatives

18. ADMINISTRATIVE CORRECTION

Approve an administrative correction to the action approved on June 20, 2006, under C3507024M00 to request the execution of the First Amendment to Maricopa County Health Care Plan (Amended and Restated (Plan) as presented and add the request for approval and execution of the First Amendment to Maricopa County Cafeteria Plan (Amended and Restated). These are the documents that amend the Maricopa County Health Care Plan and the County Cafeteria Plan to permit participants in the Health Care Plan who have elected to participate in a high deductible health plan to also participate in a Health Savings Account (HSA) and to permit participants to contribute to their HSA through the Plan by a salary reduction basis. (C3507024M01) (ADM3350)

Management & Budget

19. BUDGET MANAGEMENT CHANGE FOR HUMAN SERVICES DEPARTMENT

Approve a budget management change for the Human Services Department from "lump sum budgeting" to "program/activity budget review" beginning immediately. This action is necessary due to the fact that the Human Services Department exceeded their Board approved appropriation in FY 2006-07. (C4908012800)

Public Health

20. AMENDMENT TO IGA FOR WIC BREASTFEEDING PEER COUNSELING PROGRAM

Approve Amendment No. 2 to the Intergovernmental Agreement (IGA) No. HP661311-002, between the Arizona Department of Health Services (ADHS) and Maricopa County Department of Public Health for the Women, Infant and Children (WIC) Breastfeeding Peer Counseling Program. This amendment exercises the option in the IGA per the Special Terms and Conditions, Item 3 to extend the agreement for a one-year period from October 1, 2007 through September 30, 2008, and replaces the price sheet in Amendment No. 1 for the budget period beginning October 1, 2007 through September 30, 2008. The funding amount for this amendment is not-to-exceed \$237,409.

The Department of Public Health's FY 2007-08 indirect rate is 18%. Grant indirect cost is estimated at \$36,215 and is fully recoverable.

Approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$11,057 for FY 2007-08 and \$57,099 for FY 2008-09. The appropriation adjustment is necessary because these funds are not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

Funding for this agreement is provided by a grant from ADHS and will not impact the County general fund budget. (C8607028202)

21. RESCIND PREVIOUS ACTION AND APPROVE RECEIPT OF ADDITIONAL VACCINE DONATIONS

- a. Rescind the action taken on June 6, 2007, under C8607060M00 in which the Board approved the receipt of additional various vaccine donations from the Arizona Department of Health Services in the amount of \$1,300,000. This action revises the value of the amount from the \$1,300,000 to \$7,777,295.03 as the final value of the in-kind donation from ADHS. (C8607060M01)
- b. Approve accepting the donation of various vaccines, at no cost to Maricopa County, from the Arizona Department of Health Services (ADHS) for use in the Maricopa County Department of Public Health's (MCDPH) Immunization Program in the amount of \$7,777,295.03. Six million dollars was budgeted for this immunization grant in the initial FY06-2007 budget. This grant-like item is awarded in-kind and the value of which will be booked as a revenue and expenditure in the Finance System. This agenda item requires retroactive approval, ADHS provided MCDPH with a finalized letter on August 14, 2007, detailing the final value of the vaccines shipped to MCDPH for use by the Immunization Program for FY2006-07 to be \$7,777,295.03. MCDPH's indirect rate for FY 2006-07 was 18.1%. This in-kind grant does not allow for indirect reimbursement; therefore, \$86,391 is unrecoverable. (C8607060M01)

22. AMENDMENT TO IGA FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve amendments to the following intergovernmental agreements (IGAs) to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. These amendments are effective upon execution by both parties and exercise the option in the agreement per Section 1, paragraph 24 to extend the agreements for a one year period starting upon full-execution of the agreements to May 1, 2008. These agreements are covered under Section MC1-1001 of the Maricopa County Procurement Code.

- a. Amendment No. 2 to IGA with the **Glendale Elementary School District**. This amendment also provides additional funds to the Glendale Elementary School District in the amount of \$17,000 for the budget period July 1, 2007 through May 1, 2008. (C8607404202)
- b. Amendment No. 1 to IGA with the **Isaac School District**. This amendment also provides additional funds to the Isaac School District in the amount of \$16,500 for the budget period July 1, 2007 through May 1, 2008. (C8607406201)
- c. Amendment No. 1 to IGA with the **Cave Creek School District**. This amendment also provides additional funds to the Cave Creek School District in the amount of \$11,000 for the budget period July 1, 2007 through May 1, 2008. (C8607416201)
- d. Amendment No. 1 to IGA with the **Pendergast School District**. This amendment also provides additional funds to the Pendergast School District in the amount of \$20,000 for the budget period July 1, 2007 through May 1, 2008. (C8607424201)
- e. Amendment No. 2 to IGA with the **Washington School District**. This amendment also provides additional funds to the Washington School District in the amount of \$39,500 for the budget period July 1, 2007 through May 1, 2008. (C8607449202)

23. IGA WITH ADHS FOR WOMEN, INFANTS AND CHILDREN NUTRITIONAL SERVICES

Approve the Intergovernmental Agreement (IGA) No. HG861080 between the Arizona Department of Health Services (ADHS) and the Department of Public Health to provide Women, Infants and Children (WIC) nutritional services. The term for this IGA is October 1, 2007 through September 30, 2012. This IGA also provides for grant funding in the amount of \$9,508,065 for the budget period of October 1, 2007 through September 30, 2008. The Department of Public Health's FY 2007-08 indirect rate is 18%. Grant indirect cost is estimated at \$1,450,383 and is fully recoverable.

Also, approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$653,105 for FY 2007-08 and \$2,347,976 for FY 2008-09. The appropriation adjustment is necessary because these funds are not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Funding for this agreement is provided by a grant from ADHS and will not impact the County general fund budget. (C8608025200)

24. ADMINISTRATIVE CORRECTION

Approve an administrative correction to C860804420, Intergovernmental Agreement (IGA) No. C860804420, approved by the Board on July 25, 2007. This administrative correction strikes the line in the Action Requested Section: "MIHS was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010)." MIHS did not respond to the ROQ, but rather entered into an IGA with Maricopa County to provide Well Women Healthcheck services to uninsured or underinsured women. All other terms and conditions of this IGA shall remain unchanged. (C8608044201)

ASSISTANT COUNTY MANAGER - COMMUNITY SERVICES

Human Services

25. IGA FOR HEAD START PROGRAM WITH SERVICES TO PRESCHOOL CHILDREN WITH DISABILITIES

Approve the non-financial intergovernmental agreement (IGA) between the Tempe Elementary School District #3 and Maricopa County Human Services Department to collaboratively provide the Maricopa County Head Start program with services to preschool children with disabilities, as defined in A.R.S. §15-761, who are enrolled in the Head Start program. Tempe Elementary School District #3 will provide services for preschool children with disabilities, who are enrolled in the Head Start program. The agreement is effective from July 1, 2007, to June 30, 2010. (C2208085200)

26. GRANT FUNDS FOR SPECIAL TRANSPORTATION SERVICES

Approve the application and acceptance of grant funds from the Federal Transit Administration (New Freedom Transportation Program) for the amount not-to-exceed \$500,000. These grant funds are for Special Transportation Services. Authorize the Chairman to sign all documents related to these grant funds. The grant funds may be expended for indirect costs which may be incurred by the Human Services Department or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the Human Services Department's composite indirect cost rate at 16.5%. The recoverable indirect cost of administering this grant will not exceed \$70,815.

Also, approve revenue and expenditure appropriation adjustments to the HSD, #222, HS Grants associated with the grant in the amount of not-to-exceed \$500,000 for FY 2007-08. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C2208118300)

27. RESOLUTION NAMING ELIJAH WONG VETERANS' SERVICE CENTER

Approve a resolution naming the 'Elijah Wong Veterans' Service Center' in honor of Elijah Tai Wah Wong, a Maricopa County Probation Officer who died in Sanjar, Iraq, on February 9, 2004. The Veterans' Service Center, scheduled for a Grand Opening September 27, 2007, is part of the Maricopa Workforce Connections' West Valley Career Center located at 95th Avenue and McDowell, will serve veterans and their families with comprehensive services designed to assist transition from military to civilian life. Elijah Wong, age 42, was a sergeant in the Arizona National Guard, a husband, and the father of three children. Mr. Wong was the first Maricopa County employee to die in Operation Iraqi Freedom. The naming of the Elijah Wong Veterans' Center is recommended by the Facilities Review Committee. (C2208121M00) (ADM631-001)

Parks and Recreation

28. MARICOPA REGIONAL TRAIL SYSTEM

Amend the action taken by the Board of Supervisors in C3006024101 on July 25, 2007, by increasing the purchase approval price by \$24,353 to include the required 3% selling and administrative fee assessed by the State Land Department. Also, authorize the purchase of land using the money stipulated by Del Webb on October 18, 2000, in Development Master Plan (DMP) 1994-06A, for use by the Maricopa County Parks & Recreation Department for "Equestrian trail facility for trail enhancement, maintenance and the possible acquisition of additional trails adjacent thereto." Since the DMP was approved, the Parks & Recreation Department has received over \$900,000 in stipulated fees, along with accrued interest.

The right-of-way easement purchase valued at \$811,751 and selling and administrative fees of \$24,353 (for a total purchase price of \$836,104) will be funded from Parks Donations Fund (243) fund balance. Funding for the \$2,500 of estimated advertising costs is budgeted in the General Fund County Improvement Fund (445). The use of Parks fund balance will allow existing FY 2007-08 funding to be used on other segments of the Maricopa Regional Trail system.

Pursuant to A.R.S. §42-17106(B), approve a fund transfer of \$836,104 from the FY 2007-08 Parks and Recreation (300) Parks Donations Fund (243) to the FY 2007-08 Appropriated Fund Balance (480) Intergovernmental Capital Projects Fund (422). This action requires increasing the FY 2007-08 Parks and Recreation (300) Parks Donations Fund (243) expenditure appropriation by \$836,104. Donations are not local revenues for the purpose of the Constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

Also approve the following adjustments to the FY 2008-12 five-year Capital Improvement Program:

- a) Increase the FY 2007-08 Appropriated Fund Balance (480) Intergovernmental Capital Projects Fund (422) revenue and expenditure appropriations by \$836,104, with offsetting revenue and expenditures in the Eliminations (980) Eliminations Fund (900).
- b) Add the Maricopa Regional Trail System (MRTS) project in the Appropriated Fund Balance (480) Intergovernmental Capital Projects Fund (422) with revenue and expenditure budgets in Year 1 (FY 2007-08) of \$836,104. (C3006024102) (A3205)

29. AMENDMENT TO AGREEMENT WITH ARIZONA MODEL AVIATORS ASSOCIATION

Approve Amendment No. 1 to the Special Use Agreement Number C3097025B between Maricopa County and the Arizona Model Aviators Association extending the term date from April 8, 2012 to April 8, 2021, which also results in establishing a fee schedule. Arizona Model Aviators Association agrees to pay Maricopa County fees estimated to be \$35,125 over the span of the agreement. There will be one six-year renewal option remaining. (C3097025B01)

ASSISTANT COUNTY MANAGER – CRIMINAL JUSTICE

Justice System Planning

30. IGA FOR TRANSFER OWNERSHIP OF SOFTWARE TO THE CITY OF SCOTTSDALE

Approve an Intergovernmental Agreement (IGA) 2007-144-COS, between Maricopa County through Integrated Criminal Justice Information System (ICJIS) and the City of Scottsdale, a municipal corporation of the State of Arizona ("the City"). ICJIS has developed the Justice Web Interface (JWI) Application which consists of a browser application used for data entry, server application, reporting module and database schema, the corresponding source code and support documentation, which ICJIS has offered to furnish to the City.

ICJIS shall transfer ownership of the Software to the City at no charge. The City shall release ICJIS and its agents and employees from all claims and demands associated with the Software.

ICJIS shall provide the City with the Software within 15 days upon completion of this IGA. This IGA shall become effective upon Board approval and shall expire on June 30, 2020. (C4208004200)

CHIEF FINANCIAL OFFICER

Finance

31. FUND TRANSFERS; WARRANTS

Approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

32. CONVEYANCE OF REAL PROPERTY

Approve the conveyance of real property located at 508 Monroe, Buckeye, Arizona, by Quitclaim Deed, to the Town of Buckeye pursuant to that Intergovernmental Agreement (CS881039) dated April 18, 1988, and recorded in Maricopa County Recorder number 97-0212074 on April 1, 1997, and authorize the Chairman of the Board to execute all documents necessary for the conveyance. **THIS ITEM REQUIRES A UNANIMOUS ROLL CALL VOTE.** (C1808014200)

33. DECLARATION OF OFFICIAL INTENT FOR PURCHASE AND RENOVATION OF THE SUNNYSLOPE PROBATION FACILITY

Approve and authorize the Chairman to sign the attached Declaration of Official Intent to reimburse capital expenditures used for the purchase and renovation of the Sunnyslope Probation Facility. The acquisition of the Sunnyslope Probation Facility was previously approved by agenda C1808006100. The property is currently in escrow with an anticipated closing date of October 2007. The Declaration of Intent will allow the County to reimburse capital expenditures used for the Sunnyslope Probation Facility through the use of tax exempt borrowings. The Department of Finance will request approval from AMBAC (bonding insurance company) to use proceeds from the Lease Revenue Bonds, Series 2007, tax exempt bond issuance for reimbursement. If AMBAC does not grant approval, Finance will consider other tax exempt financing alternatives that will be presented to the Board at a future date. Capital expenditures projected for the Sunnyslope Probation Facility are \$1,400,000 as previously approved by agenda C1808006100. The Declaration of Intent will not exceed budget authority of \$1,400,000. (C1808015800)

34. LICENSE AGREEMENT FOR USE OF THE TISSUE RECOVERY ROOM

Approve and execute a non exclusive License Agreement (Lease No. MC10169) with **Humanity Eye & Tissue Transplant Inc.**, (Licensee) for use of the Tissue Recovery Room in the Forensic Science Center located at 701 W. Jefferson Street. The licensed area consists of approximately 400 square feet. The Licensee will use the area solely for donor tissue recovery. The term commences on November 1, 2007, for a 24-month period ending October 31, 2009. If a concurrent License is granted to an additional tissue recovery agency for shared use of the licensed area during the term, the premises will be utilized on an alternating month basis. The License may be terminated by either Party with thirty days written notice. The Licensee will reimburse Licensor \$350 for each use of the premises for attempted tissue recovery regardless of results. (C1808017100)

35. LICENSE AGREEMENT FOR USE OF THE TISSUE RECOVERY ROOM

Approve and execute a License Agreement (Lease No. MC10170) with **Donor Network of Arizona** (Licensee) for use of the Tissue Recovery Room in the Forensic Science Center located at 701 W. Jefferson Street. The licensed area consists of approximately 400 square feet. The Licensee will use the area solely for donor tissue recovery. The term commences on November 1, 2007, for a 24 month period ending October 31, 2009. If a concurrent License is granted to an additional tissue recovery agency for shared use of the licensed area during the term, the premises will be utilized on an alternating month basis. The License may be terminated by either Party with thirty days written notice. The Licensee will reimburse Licensor \$350 for each use of the premises for attempted tissue recovery regardless of the results. (C1808018100)

Materials Management

36. SOLICITATION SERIALS

Approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award

07074-C **Promotional Items (\$1,300,000 estimate/six years)** Price agreement for the purchase of promotional items for use by various agencies. This is a multiple-award qualifying agreement. Quotations will be solicited from participants for various items purchased under this agreement in accordance with terms and conditions.

123-Awards.com 4Imprint, Inc. AIA New Dimensions Alan Hyman Enterprises All American Custom Printing Arizona Uniform & Apparel Arizona Wholesale Fuelwood Awards by C&L Buse Printing & Advertising, Inc. Cameo Print Management Carrano Enterprises CLS Screen Printing CMG Marketing Crown Trophy Custom Design Marketing of Arizona Custom Imprint, AZ Desert West Gift Products Diamondback Promotions LLC Family Enterprise, Inc. Footprint Marketing, Inc. Fruit of the Loom Great Impact Inc. Harris Printers Hart Across America Innovative Incentives International Corporate Apparel Intra-Media Solutions	JanWay Company Keene Promotions, Inc. Lane Award Manufacturing Larada's Army Surplus Metagraphix Communications Neat Solutions for Healthy Children Odyssey Marketing Group Office Depot Inc. Pinnacle Prints & Embroidery Precision Graphics Primo Promos Proforma CGE&M Sanjon Laser Engraving & Gifts ScreenPrint Plus, Inc. SKLA Advertising Small Business Advertising & Marketing, Inc. Southwestern Business Forms Stay Safe Promotions Team Shop Premiums The Davis Incentive Group The RGU Group Theresa Roberts Incorporated Trinity Embroidery Designs Williams & Associates You Name it Specialties, Inc.
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Renewals/Extensions:

Approve the renewal/extension of the following contracts: (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed).

Until December 31, 2007

02037-C MRO Supplies (\$548,500 estimate/four months) Price agreement extension for maintenance repair and operating supplies as requested by various departments.

- Camfil Farr
- Certex-West
- Copper State Bolt & Nut Co, Inc.
- Freeway Metals
- Holman's, Inc.
- Orco Construction Supply
- Ramsey Welding Supply
- Snap-On Industrial
- Spartan Tool LLC
- Tri-Tek Electronics
- Tri-Valley Electric Supply Co.

Approve an increase in the price agreement amount for the following contract(s). This request is due to an increased usage by County departments.

04010-ROQ Adult Felony Attorney Services – Office of Public Defense Services (\$5,000,000 increase) Increase contract value from \$5,000,400 to \$10,000,400. This \$5,000,000 increase will provide continued adult felony attorney services as requested by the Office of Public Defense Services. This contract was initially approved by the Board on June 16, 2004, renewed on the April 4, 2007, and has an expiration date of June 30, 2010. This request has been reviewed by the Office of Management and Budget.

Herman Alcantar Jr.	(ADDED 10/28/04)	Added 8/23/07 (Eff. 8/27/07)
Justin Beresky	Brandi J Beougher	Shab Amiri
Terri Capozzi	Law Offices Of PLLC	Michael Shannon Baker
Nathaniel J. Carr Law Office Of	Joshua M Blumenreich	Brian L. Borrelli
Rodrick S. Carter Law Offices	Stephen L Duncan PC	Mark A. Ciafullo
Reginald L Cooke Attorney At Law	Continued (ADDED 10/28/04)	Chris Corso
Brandon Nelson Cotto	Eric W Kessler	Kenneth S. Countryman
Geoffrey Fish	Lisa C Posada Pc	Randall Craig
Christopher A. Flores	John Rock	Marvin L. Davis
Taylor William Fox	Law Offices Of	Chris Doerfler
Joey Hamby PC	Michael Walton	John F. Flynn
Raymond A Kimble	Law Office Of	Yvette C. Gray
Susan A. Maga	Added 09/29/05	Jessica M. Hernandez
Roger T. Margolis Law Office Of	Glenn A. Allen	Justine R. Jimmie
John Justin McGuire	Joshua S. Davidson	Robert R. Jung
Brad Reinhart	Rebecca Felmly, Attorney	Marci A. Kratter
Jay Rock	Adrian Fontes	David L. Lockhart
Humberto B Rosales Law Office	Sandra K. Hamilton, Attorney	Wendy L. Mays
German Salazar Law Office Of	Jaime Hindmarch	John W. McBee
Edward J. Susee Attorney At Law	Robert W. Precht	Tyrone Mitchell
Aldon G Terpstra	Juan R. Rivera	James Park
Rick G Tosto PC	Robyn Varcoe	John M. Rhude
Corwin A Townsend Law Office	Robert Webb	Matthew Schwartzstein
Christopher R Trautman	Added 11/16/06 (eff. 12/1/06)	Javier Sedillo
Leo R Valverde Law Office Of	Julia Cassels Attorney at Law	Lisa A. Shannon
Laurel Workman	Daniela H. De La Torre	Matthew Smiley

	Kari Jill Granville Jason Keller Paul E. Knost Attorney at Law Douglas Loefgren Gary V. Scales Attorney at Law Candice L. Shoemaker Scott D. Stewart Jonathan L. Warshaw Jennifer L. Willmott Christopher Winchell	Michael Souccar Dianne N Sullivan Jeffrey Swierski Randolph D. Toscano D. Stephen Wallin Douglas S. Younglove Cancelled 9/7/07 (Eff. 8/22/07) David Eisenberg, Esquire 4116 E. Mountain View Road Phoenix, AZ 85028
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04232-ROQ Special Advocacy Attorney Services – Office of Public Defense Services (\$750,000 increase) Increase contract value from \$1,431,000 to \$2,181,000. This \$750,000 increase is to provide continued special advocacy attorney services as requested by OPDS. This contract was initially approved by the Board on March 23, 2005, renewed on April 4, 2007, and has an expiration date of June 30, 2010. This request has been reviewed by the Office of Management and Budget.

Carol Coghlan Carter, Attorney Stephen J Green Nancy H. Marshall ESQ. Patricia O'Connor Touhill Law offices P. C. Daniel Saint Pamela G Wiens-Saint John G. Schaus Stephanie Stromfors Hollie K. Taylor Attorney Jeffrey M. Zurbruggen P.C. Added 10/05/06 (Eff. 9/08/06) Annette Cox Gary V Scales Attorney At Law Paul J Theut Cancellation 5/3/07 (Eff. 7/1/07) Kerstin G. Lemaire 2600 N Central Avenue Suite 850 Phoenix, AZ 85004 Julie M Rhodes 2600 N Central Ave Ste #1760 Phoenix, AZ 85004 Lon S. Taubman P.C. 2600 N Central Avenue Suite 850 Phoenix, AZ 85004 Gregg R. Woodnick 2600 N. Central Avenue Suite 850 Phoenix, AZ 85004	Cancellation 5/31/07 (Eff. 6/30/07) Roland Arroyo Attorney At Law 830 N 1st Avenue Suite 208 Phoenix, AZ 85003 Steven Czop 637 S. 48th Street, Ste 201 Tempe, AZ 85281 Jonna C. Hoffman 16218 W Lane Ave Litchfield Park, AZ 85340 Timothy V Nelson 1630 S. Stapley D. Suite 231 Mesa, AZ 85204 Thomas A. Vierling 852 N 6th Avenue Phoenix, AZ 85003 D. Stephen Wallin Attorney 7324 W. Superior Avenue Phoenix, AZ 85043 Amy Dohrendorf 555 W Chandler Blvd. Ste #200 Chandler, AZ 85225
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- 05019-C Asphalt, Emulsified & Oil & Petroleum Resin (\$2,000,000 increase)** Increase price agreement value from \$5,000,000 to \$7,000,000. This \$2,000,000 increase is being requested by MCDOT to provide monies for the current chip seal project and future project needs. The Board approved the initial price agreement on May 18, 2005, in the amount of \$3,600,000 and an increase of \$1,400,000 on June 20, 2007. This price agreement has an expiration of May 31, 2008.
- Paramount Petroleum Corporation
 - Wright Asphalt Products Co.

Risk Management

37. SETTLEMENTS

- a. Approve settlement in the amount of \$12,214.16 of Maricopa County's claim against Saul Parra-Martinez (MCDOT Claim No. 06:22), and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. (C7508009100) (ADM409)
- b. Approve closure of Maricopa County's claim, in the amount of \$6,600.04, against Kimberly Mothershed (MCDOT Claim No. 05:34). Maricopa County claim is for \$6,600.04 for damages to guardrail at Bush Highway from Saguaro Lake Road in a single vehicle collision which occurred on May 4, 2005. Numerous attempts have been made to locate driver via Motor Vehicle Division, Assessors and Records Office. No insurance was recorded on official police report. (C7508010100) (ADM409)
- c. Approve closure of Maricopa County's claim, in the amount of \$343.82, against Deborah K. Burns-Orosco (MCDOT Claim No. 06:10). Maricopa County's claim of \$343.82 pertains to damages of Traffic Street Sign at Bush Highway from Phon D Sutton Road in a single vehicle collision on February 18, 2006. Numerous attempts have been made to locate the driver via Motor Vehicle Division, Assessors and Records Office. No insurance was recorded on official police report. (C7508011100) (ADM409)
- d. Approve settlement in the amount of \$7,939.46 of Maricopa County's claim against Catherine Murphy (MCDOT Claim No. 05:31) and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. (C7508012100) (ADM409)
- e. Approve settlement in the amount of \$7,098.50 of Maricopa County's claim against Jeremiah Vinson (MCDOT Claim No. 06:05), and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. (C7508013100) (ADM409)
- f. Approve settlement of Maricopa County's claim, in the amount of \$15,266, against Juan P. Espinoza (MCDOT Claim No. 06:21), and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. (C7508014100) (ADM409)
- g. Approve settlement of Maricopa County's claim, in the amount of \$6,700, against Patricia Botello (MCDOT Claim No. 07:06), and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. (C7508015100) (ADM409)

ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES

Facilities Management

38. CONTRACT FOR DESIGN AND CONSTRUCTION ADMINISTRATION FOR COURT TOWER PROJECT

Approve and authorize the execution of Contract No. FMD-08-025, with Gould Evans, in a form to be approved by the Maricopa County Attorney's Office, in an amount not-to-exceed \$22,284,000. This contract is to provide services for design and construction administration for the Maricopa County Court Tower Project No. 3325-07-380 and shall become effective upon Board approval. (C7007054501)

39. CLOSURE OF MADISON STREET FROM 1ST AVENUE TO 3RD AVENUE FOR OPERATIONS OF THE NEW COURT TOWER

Authorize the County Manager to initiate discussions with the City of Phoenix regarding the closure of Madison Street from 1st Avenue to 3rd Avenue to facilitate the future operations of the new Court Tower. (C7008020000) (ADM1100) (ADM1600)

Transportation

40. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (The list is on file in the Clerk of the Board's office.) (ADM2007)

41. ANNEXATION BY THE CITY OF CHANDLER

Pursuant to A.R.S. §9-471(N), approve the annexation by the City of Chandler of County right-of-way within a portion of Germann Road, East of Arizona Avenue and West of Hamilton Street, in accordance with Ordinance No. 3923. (Supervisory District 1) (C6407230000) (ADM4302-002)

42. ADDENDUM TO RESOLUTION-REGIONAL SAFE ROUTES TO SCHOOL SUPPORT CENTER

Approval of Addendum No. 1 to Resolution C6408034000, to authorize Maricopa County, through the Transportation Department, to provide up to \$1,900 as its portion of the \$28,500 local match pledged in the Regional Safe Routes to School Support Center grant application, which consists of 5.7% (\$24,412) match and a 1.0% (\$4,088) overmatch being provided by the local jurisdictions and community partners participating in the pilot project; and, further, to acknowledge that, under the terms of the grant, Valley Metro will be serving as the fiscal agent and grant administrator and will commit to: be ready to advertise the project within three years; pay for all cost overruns; and reimburse the Arizona Department of Transportation (ADOT) for all federal funds used, if the project is cancelled by Maricopa County – Valley Metro – RPTA. (Supervisory Districts 1, 2, 3, 4 and 5) (C6408034001) (ADM2000)

43. BIDS AND AWARD FOR INTERSECTION IMPROVEMENTS AT PINNACLE PEAK ROAD AND 91ST AVENUE

Approve the solicitation of bids for the Intersection Improvements at Pinnacle Peak Road and 91st Avenue, MCDOT Project No. T216; and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by ten percent. (Supervisory District 4) (C6408036500)

44. PROJECT AGREEMENT WITH MARICOPA ASSOCIATION OF GOVERNMENTS

Approve the Intergovernmental (Project) Agreement between the Maricopa Association of Governments (MAG) and Maricopa County, acting through the Maricopa County Department of Transportation for regional reimbursements associated with the design, right-of-way and construction costs of roadway improvements to Power Road from Baseline Road to East Maricopa Floodway (EMF), Project #T090. The total amount of reimbursements expected to be received by MAG for this Project is \$7,485,000. (Supervisory Districts 1 and 2) (C6408038200)

45. SETTLEMENT AND ADDITION OF PROJECT AND CORRESPONDING EXPENDITURE BUDGET

Approve a cash settlement of \$4,240 in lieu of mitigation in connection to the Chandler Heights Road at the Eastern Canal project (T094) with Mr. and Mrs. Dennis Bauman, who resides at 2756 E. Cherrywood Place, Chandler, Arizona, 85249. The funding for the cash settlement is in FY 2007-08.

Pursuant to A.R.S. §42-17106 (B), approve the addition of the following project and corresponding expenditure budget to the FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234), Year 1 (FY 2007-08).

- Project T094, Chandler Heights Road Box Culvert at the Eastern Canal with a budget of \$4,500.

Also, approve an amendment to the current FY 2008-2012 five-year TIP in the Department of Transportation (640) Transportation Capital Projects Fund (234) by **decreasing** the Year 1 (FY 2007-08) expenditure budget for the following projects:

- Project T002, Project Reserve Account capital budget by \$4,240.
- Project T006, Unallocated Force Account capital budget by \$260.

The requested adjustments result in a net budget impact of zero. (C6408044500) (ADM2000-006)

46. IGA FOR TRAFFIC SIGNAL AT INTERSECTION OF RIGGS ROAD AND POWER ROAD

Approve the intergovernmental agreement between the Town of Queen Creek and Maricopa County Department of Transportation for the design and installation of a traffic signal at the intersection of Riggs Road and Power Road (T262). The total cost of the Project is currently estimated at \$1,055,000.

Also, per A.R.S. §42-17106 (B), approve an amendment to the current FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234) by **decreasing** the Year 1 (FY 2007-08) expenditure budget for Project T002, Project Reserve Account capital budget by \$275,000.

In addition, **increase** the Year 1 (FY 2007-08) expenditure budget for Project T262, Traffic Signal Improvements at Riggs Road and Power Road capital budget by \$275,000.

The requested adjustments result in a net budget impact of zero. (Supervisory District 1) (C6408045200)

47. EAST VALLEY PARTNERSHIP FOR PLANNING OF THE SUPERSTITION VISTAS AREA

Approve contributing funds to the East Valley Partnership (EVP) for the planning of the Superstition Vistas Area. The Maricopa County Department of Transportation will be contributing \$20,000 each year for the next three years. The East Valley Partnership (EVP) is concerned with growth in the far East valley and is developing a comprehensive plan to help guide future development in the area. The study effort is in partnership with Pinal County, City of Mesa, City of Apache Junction, Town of Queen Creek, Salt River Project, Central Arizona Project, Lincoln Institute of Land Policy/Sonoran Institute of State Trust Lands Joint Venture and the Arizona State Land Department. (Supervisory District 1 and 2) (C6408052100) (ADM2001)

BOARD OF SUPERVISORS

Clerk of the Board

48. REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS

The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services (except for payroll vouchers) as shown in the Vouchers. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants (except for payroll vouchers) approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003)

Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

SETTING OF HEARINGS

~All hearings will be held at 9:00 a.m., 205 W. Jefferson, Phoenix, unless otherwise noted~

Transportation

49. ROAD FILE DECLARATIONS

Set a public hearing to declare the following roads into the county highway system for 9:00 a.m., Wednesday, October 17, 2007.

- a. **Road File No. (5367).** In the vicinity of West Bethany Home Road and North El Mirage Road (Wigwam Creek North Phase 2). (Supervisory District 4) (C6408039000)
- b. **Road File No. (5366).** In the vicinity of West Bethany Home Road and 127th Avenue (Wigwam Creek North Phase 2B). (Supervisory District 4) (C6408040000)
- c. **Road File No. (5365).** In the vicinity of Glendale Avenue and 129th Avenue (Capistrano North and South). (Supervisory District 4) (C6408041000)
- d. **Road File No. (5364).** In the vicinity of Hastings Way and 27th Avenue (Anthem Pulte Unit No. 39). (Supervisory District 3) (C6408042000)
- e. **Road File No. (5363).** In the vicinity of Hastings Way and 27th Avenue (Anthem Pulte Unit No. 25). (Supervisory District 3) (C6408043000)

50. PLYMOUTH STREET IMPROVEMENT DISTRICT

Set a public hearing for 9:00 a.m., Monday, October 1, 2007, to hear the petition to organize the Plymouth Street Improvement District, located in the vicinity of 78th Street and McDowell Road. The District is for paving. Petition with the requisite number of signatures has been presented requesting the formation of a paving improvement district in the vicinity of 78th Street and McDowell Road, to be known as the Plymouth Street Improvement District. (Supervisory District 2) (C6408048000) (ADM4302)

CONSENT AGENDA

Clerk of the Board

- 51. **ASRS Claims** – Authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. Amounts may be recalculated employer payments to show accrued interest payments. (Claims are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.) (ADM3309-001)
- 52. **Canvass of Elections** – Pursuant to A.R.S. §16-642(B), accept the canvasses of elections submitted by special districts as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4300)

53. **Classification Changes** – Approve the Assessor's recommendation pursuant to A.R.S. §42-12054, that the Board change classification and/or reduce the valuation of certain properties which are now owner-occupied. (List is on file in the Clerk of the Board's Office and retained in accordance with ASLAPR approved retention schedule.) (ADM723)
54. **Check Enforcement Fund Quarterly Report** – In accordance with A.R.S. §13-1811(F) County Bad Check Trust Fund, accept the quarterly financial reports of all revenues and expenditures from the Check Enforcement Fund for the periods of July 2006 through June 2007. Report is on file in the Clerk of the Board's Office and retained in accordance with ASLAPR approved retention schedule. (ADM404-001)
55. **Compromises** – Accept the requested compromises **as payment in full**. This item was discussed in Executive Session on August 20, 2007. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM407)
56. **Donations** – Accept the donation reports received from county departments for August 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1810)
57. **Donations** – Accept the annual reports received from county departments and districts for FY 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1810)
58. **Duplicate Warrants** – Necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval and ratification is requested for duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. (The list is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM1823) (ADM3809)
59. **Market Ranges** – Approve the addition and/or replacement of Market Ranges to the authorized comprehensive listing of employee compensation Market Ranges previously approved by the Board of Supervisors. (List of additional and/or replacement market ranges are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.)
60. **Minutes** – Approve the minutes of the Board of Supervisors meetings held April 30, 2007.
61. **Precinct Committeemen** – Pursuant to A.R.S. §16-821, authorize the appointment and cancellation of appointment of Precinct Committeemen. The list is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1701)
62. **Secured Tax Roll Corrections** – Approve requests from the Assessor for corrections of the Secured Tax Roll Resolutions. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM705)
63. **Settlement of Tax Cases** – Approve the settlement of tax cases dated September 19, 2007. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM704)
64. **Stale Dated Warrants** – The Board of Supervisors finds that claims presented, pursuant to A.R.S. §11-644, are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (A list of claims is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM1816)

65. **Tax Abatements** – Approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §42-18353. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM708)

FLOOD CONTROL DISTRICT AGENDA

- FCD-1.** Approve easements and right-of-way acquisition documents, appraisal and relocation assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. (ADM1910)

FCD-2. BIDS AND AWARD FOR CONTRACT TO WHITE TANKS FLOOD RETARDING STRUCTURE #3 NORTH INLET CHANNEL – SOUTH CHANNEL PROJECT

Authorize the Flood Control District of Maricopa County (District) to issue an Invitation for Bids for Contract FCD 2007C021 -White Tanks Flood Retarding Structure (FRS) #3 North Inlet Channel (NIC) – South Channel Project (Account #470), and to award the contract to the lowest responsive responsible bidder, if the bid is not more than 10% over the engineer's estimate. (C6908012500)

FCD-3. ADJUSTMENTS TO THE FLOOD CONTROL DISTRICT CAPITAL IMPROVEMENT PROGRAM

Approve the following adjustments to the Flood Control District of Maricopa County (District) (690) FY 2008-2012 five-year Capital Improvement Program (CIP), which result in a net change of \$0:

Decrease Flood Control Capital Projects Fund (990)Year 1 (FY 2007-08) project expenditure budgets as follows:

Project Number	Name	Amount
Reserve (FCPR)		\$392,000
F207	Buckeye #1	\$190,000
F343	Wickenburg ADMS	\$856,000
F345	Aguila	\$88,000
F371	Upper New River	\$14,000
F442	East Mesa ADMP	\$65,000
F450	Glendale/ Peoria ADMP	\$384,000
F490	Gilbert/ Chandler ADMP	\$157,000
F520	Adobe Dam ADMP	\$1,000
F625	Metro ADMP	\$236,000

Increase Flood Control Capital Projects Fund (990) Year 1 (FY 2007-08) project expenditure budgets as follows: (C6908013800) (ADM1900-003)

Project Number	Name	Amount
F026	City of Phoenix	\$100,000
F035	Town of Guadalupe	\$2,000
F117	South Phoenix Drainage Improvements	\$220,000
F120	Paradise Valley, Scottsdale, Phoenix	\$2,000
F121	East Maricopa Floodway	\$10,000
F126	Salt/Gila River	\$15,000
F130	Salt River Upstream of Indian Bend Wash	\$6,000
F202	McMicken Dam	\$10,000
F211	Buckeye/Sun Valley ADMP	\$5,000
F300	Spook Hill FRS	\$79,000
F344	Wittmann ADMP	\$3,000
F346	Hassayampa River	\$312,000
F362	Skunk Creek	\$2,000
F400	Skunk Creek/New River	\$35,000
F420	Spook Hill ADMP	\$386,000
F470	White Tanks ADMP	\$655,000
F480	Queen Creek ADMP	\$91,000
F491	Higley ADMP	\$2,000
F565	Durango ADMP	\$118,000
F580	ACDC ADMP	\$81,000
F590	Scatter Wash Channel by	\$10,000
F620	Maryvale ADMP by	\$239,000

FCD-4. EAST VALLEY PARTNERSHIP FOR PLANNING OF THE SUPERSTITION VISTAS AREA

Approve contributing funds to the East Valley Partnership (EVP) for the planning of the Superstition Vistas Area. The Flood Control District of Maricopa County will be contributing \$20,000 each year for the next three years. The East Valley Partnership (EVP) is concerned with growth in the far East Valley and is developing a comprehensive plan to help guide future development in the area. The study effort is in partnership with Pinal County, City of Mesa, City of Apache Junction, Town of Queen Creek, Salt River Project, Central Arizona Project, Lincoln Institute of Land Policy/Sonoran Institute of State Trust Lands Joint Venture and the Arizona State Land Department. (Supervisory District 1 and 2) (C6908014M00) (ADM1918)

LIBRARY DISTRICT AGENDA

LD-1. DONATIONS

Accept the donation reports received for August 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM2800-006)

LD-2. AMENDMENT TO IGA FOR OPERATION OF THE HOLLYHOCK BRANCH LIBRARY

Approve Amendment No. 5 to an Intergovernmental Agreement (IGA) between the City of Surprise and Maricopa County Library District for operation of the Hollyhock Branch Library located at 15844 N. Hollyhock (aka Surprise Branch Library). The term of this agreement shall be for one year from July 1, 2007 to June 30, 2008. The City shall reimburse the District quarterly for operating expenses in an amount not to exceed \$79,750 as outlined in Appendix A of the Amendment. All other terms and conditions of the IGA shall remain in effect.

Also, **increase** revenues and expenditures in the Library District (650), Library District Fund (244) in the amount of \$4,750. (C6503016205)

LD-3. GRANT FROM TARGET CORPORATION FOR EARLY CHILDHOOD READING PROGRAM

Approve and accept a grant from the Target Corporation in the amount of \$10,000 to the Library District's Early Childhood Reading Program. Also, increase revenues and expenditures in the Library District (650), Library District Grant Fund (242) in the amount of \$10,000. Program dates are October 1, 2007 to September 1, 2008. The District's indirect cost recovery rate is 7.03%. Indirect costs are not recoverable. (C6508029300)

LD-4. JOB ORDER CONTRACT WITH JOKAKE CONSTRUCTION COMPANY AND CALIENTE CONSTRUCTION INC.

Approve the award of Job Order Contract (JOC) No. MCLD JOC1-FY2008 with Jokake Construction Company, 5013 East Washington Street, Suite 100, Phoenix, AZ 85034 and Job Order Contract (JOC) No. MCLD JOC2-FY2008 with Caliente Construction Inc., 242 South El Dorado Circle, Mesa, AZ 85202 for a not-to-exceed amount of \$3,000,000 in each year of the Contract [no individual Job Order may exceed \$1,000,000, including all change orders] and a not-to-exceed amount of \$15,000,000 over the life of the contract for work performed when requested by the Maricopa County Library District (MCLD) through a specific Work Assignment. The District will return to the Library District Board for an appropriation adjustment when the contract is awarded. (C6508030500)

STADIUM DISTRICT AGENDA

SD-1. LETTER AGREEMENT WITH THE ARIZONA DIAMONDBACKS MAJOR LEAGUE BASEBALL TEAM

Authorize Bill Scalzo, Executive Director Representative, to execute a letter agreement with the Arizona Diamondbacks Major League Baseball Team and affiliated entities, providing that the Arizona Diamondbacks pay the remaining cost of construction to renovate up to nine additional suites including the conversion of up to six suites to two suite level lounges. The Arizona Diamondbacks will provide the balance of the initial funding for the project above \$1,000,000, but not-to-exceed a \$2,000,000, and will be reimbursed through annual Stadium District revenues over the a period of three years, beginning FY 2011.

Approve an appropriation adjustment **increasing** the FY 2007-08 Department (680) Long Term Project Reserve Fund (450) revenue and expenditure budgets in the amount of \$1,000,000 to allow this project to be completed and ready for the baseball season opening day.

Authorize the Public Notice legal advertisement and authorize the authority to award a Design-Build construction contract for Chase Field Suite Renovation Project Phase II to the best qualified Design-Build firm, provided the total Guaranteed Maximum Price. The total estimated cost for this project is not-to-exceed \$2,000,000. The project site is at Chase Field, 401 East Jefferson Street, Phoenix. This is a sealed competitive bid selection procurement process to be conducted in accordance with the Maricopa County Stadium District Procurement Code, Article 5 Section MC1-504.E Design-Build and Article 5 Procurement Procedures Manual, Chapter III. The District's portion of the funding is available for this project from the Chase Field Facility Reserve Trust account (Fund 450). The project funding has been approved in the adopted FY 2007-08 Stadium District budget. FY 2007-08 Fund (450), Agency (684), Org (6840), Object 0915 01 (C6808003500)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

- 66. Public comment on matters pertaining to Maricopa County government. Please limit comments to two to three minutes. Note that pursuant to the Arizona Open Meeting Law, Board members may not discuss matters raised under this public comment portion of the meeting; however, an individual Board member may respond to criticism made by those who have addressed the Board, ask staff to review an issue raised or may ask that the matter be placed on a future agenda. (Public comment is at the discretion of the Chairman.) (ADM605)
- 67. Supervisors'/County Manager's summary of current events. (ADM606)